

FILED  
Clerk  
District Court

MAY - 5 2006

For The Northern Mariana Islands  
By \_\_\_\_\_  
(Deputy Clerk)

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Attorneys for Plaintiff Bernard Sikimour Phillip

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN MARIANA ISLANDS

BERNARD SIKIMOUR PHILLIP,	)	CIVIL CASE NO. 05-0039
	)	
Plaintiff,	)	
	)	
vs.	)	
	)	
UNITED STATES OF AMERICA,	)	STIPULATION AND DISMISSAL
UNITED STATES DEPARTMENT OF	)	
STATE, UNITED STATES	)	
IMMIGRATION AND CUSTOMS	)	
ENFORCEMENT and	)	
NANCY K. FINN, individually and in	)	
her official capacity,	)	
	)	
Defendants.	)	
	)	

The parties in the above-captioned matter have settled the matter of Plaintiff's entitlement to a United States passport. The parties stipulate that Plaintiff became a citizen of the United States on November 4, 1986, under Section 301(b) of the Covenant to Establish a Commonwealth of the Northern Mariana Islands in Political Union with the United States


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1 of America. The parties stipulate to dismissal of all remaining causes of action with  
2 prejudice, with the Court to retain jurisdiction to enforce the terms and conditions of this  
3 stipulated agreement reached between the parties and to determine the amount of any  
4 attorney's fees recoverable, if any, should the parties be unable to reach an agreement on that  
5 issue.  
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8  
9 SO STIPULATED  
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13 GEORGE L. HASSELBACK, Esq.  
14 Counsel for Plaintiff, Bernard S. Phillip

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16   
17 for MIKEL W. SCHWAB  
18 Assistant U.S. Attorney

19  
20 LEONARDO M. RAPADAS  
21 United States Attorney  
22 Districts of Guam and NMI  
23

24  
25  
26 Dated: 5/3/06  
27

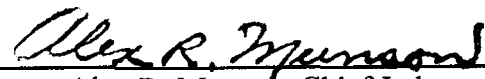
28 Dated: 5/3/06

**PROPOSED ORDER**

Based on the stipulation between the parties in this matter, the pleadings and the other papers on file and the applicable law, the Court DECLARES that Bernard Sikimour Phillip has proven to the satisfaction of this Court that he became a citizen of the United States of America on November 4, 1986, under Section 301(b) of the Covenant to Establish a Commonwealth of the Northern Mariana Islands in Political Union with the United States of America, and that he is entitled to all the rights and privileges appertaining thereto.

Furthermore, the Court ORDERS that the remaining causes of action in this lawsuit are hereby dismissed with prejudice. This Court retains jurisdiction in this case to enforce the terms and conditions of the stipulated agreement reached between the parties and to determine the amount of any attorney's fees recoverable, if any, should the parties be unable to reach an agreement on that issue.

Dated: May 5, 2006.

  
Alex R. Munson, Chief Judge

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MAY - 4 2006

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